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DOUGLAS G. BERGERON and BARRY ZWARENSTEIN  
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11

12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**  
14

15 JOEL EICHENHOLTZ, Individually and On )  
Behalf of All Others Similarly Situated, )

16 Plaintiff, )  
17 )

18 v. )

19 VERIFONE HOLDINGS, INC., DOUGLAS )  
G. BERGERON, and BARRY )  
20 ZWARENSTEIN, )  
21 )

22 Defendants. )  
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Case No. C 07-6140 MHP

**CERTIFICATE OF SERVICE**

Judge: The Hon. Marilyn H. Patel  
Courtroom: 15

1 I, Kathryn G. Heredia, declare:

2 I am employed in the City of Palo Alto, State of California. I am over the age of eighteen  
3 years and am not a party to this action. My business address is Sullivan & Cromwell LLP, 1870  
4 Embarcadero Road, Palo Alto, California 94303. On January 25, 2008, I served the following  
documents:

5 **1. DEFENDANTS VERIFONE HOLDINGS, INC., DOUGLAS G.**  
6 **BERGERON AND BARRY ZWARENSTEIN'S ADMINISTRATIVE**  
7 **MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED**  
8 **PURSUANT TO CIVIL LOCAL RULE 3-12;**

9 **2. DECLARATION OF BRENDAN P. CULLEN IN SUPPORT OF**  
10 **DEFENDANTS VERIFONE HOLDINGS, INC., DOUGLAS, G.**  
11 **BERGERON AND BARRY ZWARENSTEIN'S ADMINISTRATIVE**  
12 **MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED**  
13 **PURSUANT TO CIVIL LOCAL RULE 3-12;**

14 **3. [PROPOSED] ORDER GRANTING DEFENDANTS VERIFONE**  
15 **HOLDINGS, INC., DOUGLAS G. BERGERON AND BARRY**  
16 **ZWARENSTEIN'S MOTION TO CONSIDER WHETHER CASES**  
17 **SHOULD BE RELATED PURSUANT TO CIVIL LOCAL RULE 3-12;**

18 **4. CERTIFICATE OF SERVICE.**

19 ☒ by electronically filing the foregoing with the Clerk of the Court using the  
20 CM/ECF system which will send notification of such filing to the email addresses  
21 listed below:

22 Aaron M. Sheanin – [ams@girardgibbs.com](mailto:ams@girardgibbs.com)  
23 Daniel C. Girard – [girardgibbs@girardgibbs.com](mailto:girardgibbs@girardgibbs.com)  
24 Jonathan Krasne Levine – [jkl@girardgibbs.com](mailto:jkl@girardgibbs.com)  
25 GIRARD GIBBS LLP  
26 601 California Street, Suite 1400  
27 San Francisco, CA 94104

28 ☒ by placing the document(s) listed above in a sealed envelope with postage thereon  
fully prepaid, in the United States mail at Palo Alto, California addressed as set  
forth below:

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3 For all envelopes sent by First Class Mail, I placed each such envelope with postage  
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5 practice is that when correspondence is deposited with the personnel responsible for delivering  
6 correspondence to the United States Postal Service, such correspondence is delivered to the United  
7 States Postal Service that same day in the ordinary course of business.

8 I declare under penalty of perjury that the foregoing is true and correct. Executed on  
9 January 25, 2008, at Palo Alto, California.

10 /s/ Kathryn G. Heredia  
11 Kathryn G. Heredia  
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